

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... **FEB 8 1975**
 Returned to applicant for correction..... **APR 2 1975**
 Corrected application filed..... **MAY 27 1975**
 Map filed..... **MAY 27 1975**

The applicant..... **Milton and Irene S. Kay**
 c/o Chilton Engineer, 421 Court, of..... **Elko**
Street and No. or P.O. Box No. City or Town
Nevada 89801
State and Zip Code No.
, hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... **underground**
Name of stream, lake or other source.
2. The amount of water applied for is..... **1.0 cfs**..... second-foot
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... **Irrigation and Domestic**
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated)..... **40 acres**
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point:..... **NW¼ SW¼, Section 2,**
T.31N., R.45E., MDM, at a point from which the N¼ corner of Section
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
3, T 31 N, R 45 E, MDM bears N 34° 30' W 4746.9 feet
it should be stated.
6. Place of use..... **NW¼ SW¼, Section 2, T.31N., R.45E. MDM**
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about..... **January 1**..... and end about..... **December 31**....., of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... **Drill and case 8" well, install**
pump and portable sprinkler system
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$2,500.00
10. Estimated time required to construct works.....3 years
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all notices and correspondence to:

769 East, 4070 South, Salt Lake City, Utah 84107

Applicant Milton and Irene S. Kay

By. s/ Mark Chilton
Agent
421 Court
Elko, Nevada 89801

Compared bs/sk lk/ns

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before March 15, 1976

Proof of commencement of work shall be filed before April 15, 1976

Work must be prosecuted with reasonable diligence and be completed on or before March 15, 1977

Proof of completion of work shall be filed before April 15, 1977

Application of water to beneficial use shall be made on or before March 15, 1978

Proof of the application of water to beneficial use shall be filed on or before April 15, 1978

Map in support of proof of beneficial use shall be filed on or before April 15, 1978

Commencement of work filed APR 9 1976

Completion of work filed APR 9 1976

Proof of beneficial use filed APR 21 1978

Cultural map filed MAY 27 1975

Certificate No. 9381 Issued 1-3-80

Recorded Bk. Page

County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of September

A.D. 1975

Roland D. Westergard
State Engineer